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July 1, 2002

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Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
445 12th Street, SW  
Washington, DC 20554

JUL - 1 2002

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Re: *Progeny LMS, LLC Petition for Rulemaking to Amend Part 90 of the Commission's Rules Governing Location and Monitoring Service To Provide Greater Flexibility, RM-10403.*

Oral ExParte Presentation

Dear Ms. Dortch:

On Friday, June 30, 2002, Janice Obuchowski (President), Albert Halprin (Vice President and General Counsel) and John Alden (Vice President) of Freedom Technologies, Inc., met with staff members of the Wireless Telecommunications Bureau, including Richard Arsenault, Scott Stone and Paul B'Ari, to discuss several issues related to the above-captioned rulemaking petition. The matters discussed at the meeting including the views expressed in the comments and replies filed in the proceeding, including the greater flexibility being sought by Location and Monitoring Service (LMS) licensees in the 902-928 MHz band. Progeny has sought the elimination or modification of rules that:

- (1) Prevent the aggregation of existing multilateration LMS sub-bands,
- (2) Restrict real-time interconnection with the public switched telephone network (PSTN);
- (3) Restrict the types of communications or services that LMS operators may provide; and
- (4) Require field-testing of LMS devices and establish a "safe-harbor" presumption of noninterference to LMS operations by unlicensed wireless devices.

The meeting **also** included a discussion of changes in the markets for LMS services and ~~Part~~ 15 wireless networking devices. In addition, the participants explored the possibilities regarding Progeny's suggestion **for a** negotiated rulemaking or industry coordination approach to resolve any potential interference issues.

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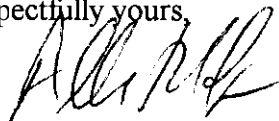
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In accordance with Section 1.1206(b) of the Commission's Rules, please accept this original and one copy for submission. Should you **have** any questions or concerns in connection with this submission, please contact me at (202) 371-9100.

Respectfully yours,

A handwritten signature in black ink, appearing to read 'Albert Halprin', written over the closing 'yours,'.

Albert Halprin  
**Counsel**

cc: Richard Arsenault, WTB  
Scott Stone  
Paul B'Ari